

FILED  
for Roanoke  
MAR 12 2009

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MICHAEL J. HERDT,  
Petitioner,

v.

STANLEY K. YOUNG, et al.,  
Respondents.

) Civil Action No. 7:08-cv-00532  
)  
)  
)

) **ORDER**  
)

) By: Hon. Jackson L. Kiser  
) Senior United States District Judge

Upon petitioner's motion for a new trial and in accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that petitioner's motion for a new trial is **DENIED**.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 12<sup>th</sup> day of March, 2009.

*Jackson L. Kiser*  
Senior United States District Judge